



## **PUBLIC MEETING AGENDA**

**California Department of Managed Health Care  
Sharp Health Plan Restructuring A Portion Of Its Nonprofit Business By  
Sale Of Some Assets To  
Molina HealthCare of California, A For-Profit Health Care Service Plan**

January 18, 2005

10:00 –2:00 PM\*

### **MEETING LOCATION**

Four Points Hotel by Sheraton San Diego  
8110 Aero Drive  
San Diego, California 92123  
858-277-8888

**I. Introductory Comments**

**Facilitators:** Laurie E. Dods, Senior Counsel, Division of Licensing  
Steven R. Goby, Senior Counsel, Division of Licensing  
Kathleen A. McKnight, Senior Counsel, Division of Licensing  
Ned E. Gennaoui, Acting Supervising Examiner, Division of  
Financial Oversight  
Gilbert Riojas, Examiner, Division of Financial Oversight  
Mark E. Wright, Chief, Division of Financial Oversight

**II. Public Comments**

**Public comments/information will be taken on the following topic:**

Whether Sharp Health Plan has established that the proposed transaction meets the requirements for determining that the sale of a portion of its assets is not a “restructuring” under Health and Safety Code section 1399.71(e)(2).

The requirements are the following:

Sales or purchases of a health plan’s assets to a for-profit in which all of the following occur:

(A) Any profit from the sale will not benefit any individual.

(B) The sale or purchase is fundamentally consistent with and advances the public benefit, charitable, or mutual benefit purposes of the plan.

(C) The plan receives all proceeds from the sale.

(D) No officer or director of the plan has any financial interest constituting a conflict of interest in the sale or purchase.

(F) The sale or purchase does not adversely impact the plan's ability to fulfill its public benefit, charitable, or mutual benefit purposes.

(E) The transaction is conducted at arm's length and for fair market value.

### III. Closing

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\*In limited occurrences or due to unforeseen circumstances, there may be a change to the order of agenda items. The adjournment time of the meeting is approximate.

Special accommodations for persons, such as sign language interpreter services, are available for persons attending the meeting. Please request any special accommodations(s) at least three (3) days in advance of the meeting. Please direct requests for accommodation to Blanca Raez, (213) 576-7639, [braez@dmhc.ca.gov](mailto:braez@dmhc.ca.gov) or to the Department of Managed Health Care, Licensing Division, 320 West 4<sup>th</sup> Street, Suite 880, Los Angeles, CA 90013.